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U R G E N T

SECOND LEAD DONOVAN

NEW YORK, FEB. 11 (AP)—THE LAWYER WHO ARRANGED THE ABEL-POWERS SPY SWAP SAID TONIGHT HE THINKS IT WILL LEAD TO THE RELEASE OF MARVIN W. MAKINEN, ANOTHER AMERICAN IMPRISONED IN RUSSIA.

THE LAWYER, JAMES BRITT DONOVAN, RETURNED TO HIS BROOKLYN HOME TODAY AFTER FLYING THE ATLANTIC WITH U2 PILOT FRANCIS GARY POWERS. HE MADE HIS PREDICTION AT A NEWS CONFERENCE IN HIS HOME.

HE SAID THAT WHILE HE WAS NEGOTIATING WITH A SOVIET OFFICIAL FOR THE EXCHANGE OF POWERS AND RUSSIAN SPY RUDOLF ABEL, THE SUBJECT OF MAKINEN'S RELEASE WAS DISCUSSED.

MAKINEN, 22-YEAR-OLD STUDENT FROM ASHBURNHAM, MASS. (CQ), IS SERVING AN EIGHT-YEAR SENTENCE IN A KIEV PRISON ON ESPIONAGE CHARGES.

DONOVAN SAID HE FELT THAT THE RELEASE OF POWERS BY THE RUSSIANS AND OF AN AMERICAN STUDENT, FREDERIC PRYOR, BY THE EAST GERMANS WAS PART OF A "GENUINE ATTEMPT TO SECURE BETTER RELATIONS" WITH THE UNITED STATES.

"I HAVE WHAT I BELIEVE TO BE ASSURANCE THAT IF THE BETTER RELATIONS CONTEMPLATED BY THIS EXCHANGE SHOULD DEVELOP, THE SOVIET UNION WOULD CONTEMPLATE EXTENDING CLEMENCY TO MAKINEN," DONOVAN SAID.

HE ADDED THAT HE CONSIDERED THE DIRECT NEGOTIATIONS ON MAKINEN'S RELEASE "CONCLUDED" BUT DECLINED TO AMPLIFY.

DONOVAN SAID HE WAS PUT DOWN AT ANDREWS AIR FORCE BASE IN WASHINGTON AFTER THE SUPER-CONSTELLATION WHICH BROUGHT POWERS HOME HAD DROPPED THE U2 PILOT OFF ABOUT 2:15 A.M. AT ANOTHER POINT ON THE EAST COAST, WHICH DONOVAN SAID HE WAS "NOT AT LIBERTY" TO DISCLOSE.

"THE TWO UNIDENTIFIED CHARACTERS WHO RAN OFF THE PLANE AT ANDREWS," HE SAID, WERE HIMSELF AND AN AIR FORCE COLONEL. HE ADDED THAT THEY WERE TAKEN FROM ANDREWS BY HELICOPTER TO NEARBY BOLLING AIR FORCE BASE.

DONOVAN DESCRIBED POWERS AS IN GOOD CONDITION BUT QUITE OUT-OF-TOUCH WITH RECENT EVENTS.

"UNTIL POWERS GOT INTO THE CAR TO GO WITH ME (IN BERLIN) HE HAD NEVER HEARD MY NAME, PRYOR'S NAME, OR MAKINEN'S NAME," THE LAWYER SAID.

ASKED IF HE THOUGHT POWERS HAD BEEN "BRAIN-WASHED," DONOVAN REPLIED: "I DON'T THINK SO--HE APPEARED PERFECTLY CLEAR, PHYSICALLY AND MENTALLY."

THE LAWYER SAID HE TALKED WITH POWERS ABOUT HIS EXPERIENCE DURING THE TRIP HOME BUT DECLINED TO SAY WHAT POWERS TOLD HIM, SAYING "I BELIEVE HE SHOULD SPEAK FOR HIMSELF."

DONOVAN, WHO X X X 9TH GRAF A119 ET SEQ.

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